



OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

EXTRAORDINARY

GOVERNMENT OF GOA, DAMAN AND DIU

Public Health Department

Notification

61/2/80-PHD

The following draft rules which are proposed to be made in exercise of the powers conferred by section 24 of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954), are hereby pre-published as required by Sub-section (1) of Section 24 of the said Act for information of all persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of 30 days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft may be forwarded to the Secretary to the Government of Goa, Daman and Diu, Health Department, Secretariat, Panaji, before the expiry of 30 days from the date of publication of this Notification in the Official Gazette.

DRAFT RULES

In exercise of the powers conferred by section 24 of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954), and all the other powers enabling him in that behalf the Lieutenant Governor of Goa, Daman and Diu after consultation with the Central Committee for Food Standards hereby makes the following Rules, namely:—

1. Short title and commencement:

(1) These Rules may be called the Goa, Daman and Diu Prevention of Food Adulteration Rules, 1981.

(2) They shall come into force at once.

2. Definitions:

In these rules, unless the context otherwise requires:—

(1) "Act" means the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954);

(2) "Central Rules" means the Prevention of Food Adulteration Rules, 1955;

(3) "Form" means a Form appended to these Rules;

(4) "Government" means the Government of Goa, Daman and Diu;

(5) "Manufacturer" means a person who manufactures any articles of Food in bulk or who produces any article of food in a factory as defined in the Factories Act, 1948 (Central Act 63 of 1948) for sale to a wholesale dealer or retail dealer or any individual consumer;

(6) "Retail Dealer" means a dealer in any article of food, other than a wholesale dealer;

(7) "Schedule" means a schedule appended to these Rules;

(8) "Section" means a Section of the Act;

(9) "Union Territory" means the Union Territory of Goa, Daman and Diu;

(10) "Wholesale Dealer" means a person engaged in the business of sale or storage for sale or distribution of any article of food, for the purpose of resale;

(11) Words and expressions used but not defined in these Rules shall have the same meaning as are assigned to them in the Act.

3. Powers and duties of Food (Health) Authority:

(1) The Director of Health Services for the Union Territory of Goa, Daman and Diu being the Chief Officer in charge of the Health Administration in the Union Territory shall be the Food (Health) Authority.

(2) The Food (Health) Authority shall be responsible for the general superintendence of the administration and enforcement of the Act.

(3) The Food (Health) Authority shall, for the purpose of giving effect to the provisions of the Act, have control over the Public Health Laboratories maintained by the Government and Local Authorities and Local (Health) Authorities, Licensing Authorities, the Public Analyst and Food Inspectors appointed under the Act.

(4) The Food (Health) Authority may give to a Local (Health) Authority such directions as he may consider necessary in regard to any matter connected with the enforcement of the Act and the Rules made thereunder and the Local (Health) Authority shall comply with such directions.

(5) The Food (Health) Authority whenever called upon to do so shall advise the Government in matters relating to the administration and enforcement of the Act.

(6) (a) If the Union Territory or any part thereof is visited by, or threatened with any outbreak of any infectious diseases, the Food (Health) Authority shall ascertain the cause of such outbreak of the infectious disease.

(b) If in the opinion of the Food (Health) Authority the outbreak of any infectious disease is due to any article of food, the Food (Health) Authority shall take such measures as it shall deem necessary to prevent the outbreak of such disease or the spread thereof.

(7) The Food (Health) Authority may issue from time to time guidelines for the efficient working of the Act.

(8) The Food (Health) Authority may from time to time issue guidelines to the Public Analyst for efficient working of the Act.

(9) The Food (Health) Authority may also have powers to inspect, control and superintend the operation of other functionaries working under the Act viz. Licensing Authority, Local Authority, etc. etc.

4. Powers and duties of Local (Health) Authority:

(1) Subject to the provisions of sub-rule (3), the Local (Health) Authority shall be responsible for the proper day to day administration and enforcement of the Act and the Rules within its jurisdiction.

(2) The Local (Health) Authority or Health Officer/Medical Officer authorised by it shall be the Licensing Authority for local area concerned.

(3) The Local (Health) Authority or Health Officer/Medical Officer/Food Inspector authorised by it shall have powers to inspect all the establishments engaged in the manufacture, for sale or for distribution of articles of food in respect of which a licence is required under the Act and the Rules.

5. Licences:

(1) Any person desiring for the manufacture for sale, for the storage, for the sale or for the distribution of articles of food in respect of which a licence is required under Rule 48 A and Rule 50 of the Central Rules, shall apply for a licence in Form A to the Licensing Authority concerned.

(2) Any person desiring for the manufacture for sale, for the storage, for the sale or for the distribution of articles of food in a mobile van shall apply in Form B to the Licensing Authority and if such mobile van is to move in any one or more than one local area to the Local (Health) Authority, District of Goa.

(3) The applicant shall furnish in the application in Form A detailed information regarding location of the business premises which are intended for the manufacture for sale, for the storage, for the sale or for the distribution of any article of food and in Form B the details about the locality in which the mobile van is intended to be moved and its registration number issued by the Road Transport Authority.

(4) On receipt of such application, the Licensing Authority shall, if on inspecting the said premises is satisfied that the premises are free from sanitary defects and are in proper hygienic conditions and the applicant complies with other conditions for holding licence, grant the applicant a licence in Form A as specified below on payment of fees laid down in the Schedule appended to the rules.

- (i) Form 'C' in respect of any premises.
- (ii) Form 'D' in respect of any mobile van.
- (iii) Form 'E' in respect of any temporary stall.

(5) If the information furnished in the application appears to be incorrect or incomplete or if the prescribed fee has not been paid, the Licensing Authority shall make such enquiry as he considers necessary and after giving the applicant an opportunity of proving the correctness and completeness of the information so furnished, may if he is satisfied that the applicant is eligible for the licence applied for grant or renew the licence.

(6) If the articles of food are manufactured, stored or exhibited for sale at different premises situated in more than one local area, separate applications shall be made and a separate licence shall be issued in respect of such premises not falling within the same local area.

Provided that the itinerant vendors who have no specified place of business, shall be licensed to conduct business in a particular area within the jurisdiction the licensing authority.

(7) The licensee shall abide by the provisions of the Act and the Rules made thereunder and the conditions of licence granted to him.

6. Fees for grant and renewal of licences:

The fees to be paid for the grant or renewal of licence shall be as specified in the Schedule appended to the Rules.

7. Validity of licence:

A licence granted under these rules shall be valid for the period beginning on the date of its issue and ending on 31st day of March, next following.

8. Renewal of licences:

A licence granted under the rules may be renewed by the Licensing Authority on an application made in that behalf, thirty days before the day on which

such licence is due to expire and on payment of fees specified in the Schedule;

Provided that, if the application for renewal is made after the expiry of the licence but not later than one month from the date of such expiry, the licence may be renewed only on payment of a fee equal to one and half times of the fee payable for the renewal of the licence.

9. Conditions for grant or renewal of licences:

The Licensing Authority shall not grant or renew the licence until such officer as may be specified by him by general or special order has inspected the place in respect of which the licence for grant or renewal is applied for and has recommended the grant or renewal of the licence. The Licensing Authority shall however use his own judgement in granting/renewal of licences.

10. Validity of licence pending renewal:

Where the application for renewal is made within the time specified in rule 8, the licence shall continue to be in force until orders are passed on the application.

11. Transfer of licence:

Every licence granted or renewed under the rules shall be deemed to have been issued personally to the licensee. The licence is not transferable without the written permission of the Licensing Authority.

12. Issue of duplicate licence:

Where, at any time, a licence granted or renewed under the rules is lost, destroyed or defaced, and an application is made by the Licensee for the issue of a duplicate, the Licensing Authority shall issue a duplicate licence, which shall be clearly stamped "Duplicate" and shall be marked with the date of issue. The fee payable (in cash) for such duplicate licence shall be five rupees.

13. Circumstances when licence may be refused:

The Licensing Authority may by order in writing refuse to grant or renew a licence if such authority is satisfied:

- a) that the place in respect of which the licence is applied for is not suitable for the purpose specified in the application or that it is not free from sanitary defects; or
- b) that the applicant has not complied with the provisions of the Act and the rules thereunder; or
- c) that the applicant has made wilful default in complying with or knowingly acted in contravention of any requirement of the Act or the rules thereunder; or
- d) that the applicant has had his licence cancelled within six months before the date of application:

Provided that the Licensing Authority shall before passing any order under this rule hear applicant within specified time, and also record the reasons for refusal to grant or renew the licence.

14. Power to cancel or suspend the validity of licence:

(a) The Licensing Authority may, at any time during the term of a licence, cancel it or suspend its validity for any specified period, by an order in writing whether or not the licensee is prosecuted under the Act;

(i) if the Licensee carried on his business in contravention of any of the provisions of the Act or the rules thereunder on the conditions of the licence, or

(ii) if any reason for which the Licensing Authority could have refused to grant the licence to the licensee under the rule 13 is brought to the notice of that authority after the grant or renewal of the licence.

(b) Before cancelling or suspending a licence under clause (a), the Licensing Authority shall give the licensee a notice in writing stating the grounds on which it is proposed to take action and requiring him to show cause against such cancellation or suspension within such time as may be specified in the notice.

(c) No holder of licence shall be entitled to any compensation for cancellation or suspension of the licence nor to a refund of any fee paid in respect thereof.

15. Appeal:

Any person aggrieved by an order of the Licensing Authority passed under rule 14 or rule 13 may within one month from the date of communication of such order to him, appeal to the Government with a copy of the order appealed against and stating clearly the ground for such appeal. The orders of the Government on such appeal shall be final.

16. Change of premises:

(1) Every licence shall cover one place of business only, that is to say, that the number of rooms, godowns or space mentioned in the licence.

(2) If the licensee desires to change his place of business the period of licence or to use any additional room, godown or space within the same place for the purpose for which he has obtained the licence, he shall obtain the previous sanction of the Licensing Authority.

17. Information regarding closing of business:

If the Licensee intends to close down his business in the licensed premises during the period of licence, he shall inform in writing the Licensing Authority of it at least 10 clear days prior to the date on which he actually intends to close the business.

18. Register to be maintained for purpose of rule 50(12) of the Central Rules:

For the purpose of Sub-rule (12) of rule 50 of the Central Rules, every manufacturer or wholesale dealer in butter, ghee, hydrogenated vegetable oils, edible oils and other fats and also in spices shall maintain a register in the following proforma:—

Front page —

Name and address of the licence holder ...

Address of premises ...

Number and date of licence ...
 Operations carried out ...
 Subsequent pages ...

SCHEDULE

Fees for grant of or renewal of licences
(See rules 6 and 8)

RECEIPT				
Serial No.	Date	Nature of substance	Description mark	Quantity manufactured, prepared, purchased, received
1	2	3	4	5

DISPOSAL				
Date of sale	Band of article	Quantity sold	Balance	Remarks (indicate the destination of the consignment sent out from the manufactory or place of business)
6	7	8	9	10

Subsequent pages in case of oil ghanis driven by animals shall be as follows:

Serial	Date	Total quantity of copra or oil seeds purchased	Total quantity of oil manufactured, prepared, purchased, received	Total qty. of oil sold	Remarks
1	2	3	4	5	6

(2) Such register shall be maintained in the forms of a permanently bound and serially paged register and kept open for inspection at the place in respect of which a licence is granted when business is carried on or whenever required by the Licensing Authority or any officer authorised by it.

19. Fees payable for analysing articles of food:

The following fees shall be payable by any private person other than a Food Inspector appointed by the Government for analysing the articles of food by the Public Analyst at the Combined Food and Drugs Laboratory.

- (a) Milk, butter and ghee — Rs. 10/- per sample.
- (b) Edible oils and fats — Rs. 20/- per sample.
- (c) Other articles of food — Rs. 20/- per sample.

20. Fees payable to Public Analyst for attending Court:

The fees payable to Public Analyst for attending a Court shall be Rs. 15/- per day in every case, plus the usual allowances admissible under the rules. The party requiring the attendance of the Public Analyst in the Court shall deposit such fees in advance in the Court and the Court will pay the fees to the Public Analyst accordingly.

21. Payment of fines:

The fines imposed under the Act shall, on realisation, be paid to the Government.

Sr. No.	Category	Fresh licences Rs.	Renewal of licences Rs.
1	Manufacturing unit and wholesale dealer having annual turnover above Rs. 30,000 ...	100	100
2	Manufacturing unit, wholesale dealer having annual turnover above Rs. 5,000 and below Rs. 30,000 ...	50	50
3	Manufacturing unit and wholesale dealer having a annual turnover upto Rs. 5,000 ...	25	25
4	Retailers having annual turnover above Rs. 30,000 ...	25	25
5	Retailers having a turnover above Rs. 5,000 and below Rs. 30,000 ...	15	15
6	Retailers having annual turnover upto Rs. 5,000 ...	10	10
7	Itinerant vendors, hawkers, temporary stalls and handicrafts ...	5	5
8	Vans touring for wholesale and retail ...	50	50

FORM "A"

Form of application

[See rule 5(1)]

To

The Licensing Authority of* ...

I/We (Name in block letters)** ... apply for grant/renewal of a licence under the provisions of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954) and the rules made thereunder, for the manufacture for sale/wholesale/retail sale/storage for sale/distribution of ... within the limits of*** ... in + the premises situated at ... as ...

+ the temporary stall situated at ...
measuring ... sq. metrs.

for a PERIOD OF ... UPTO ...

My/Our annual turnover is of Rs.

I/We shall abide by the Prevention of Food Adulteration Act, 1954 and the rules made thereunder and carry on the aforesaid trade subject to restrictions and conditions imposed by the licence granted to me/us.

The amount of Rs. ... for the fees for the licence, as per Schedule appended to the Goa, Daman and Diu Prevention of Food Adulteration Rules, 1981 is enclosed.

In my/our absence

Shri/Smt. Age Sex Address shall conduct the aforesaid business.

The statements made above are true to the best of my/our knowledge and belief and if anything is found to be false or not true, the licence shall be liable to be cancelled.

Date.

Applicant's signature

*Here specify the District of Goa or Daman or Diu.

**Here specify the article(s) of food.

***Here specify the local area.

+ Delete whichever is not applicable.

Foot Note: I) The applicant shall attach his passport size photo copies in triplicate (this applies to itinerant vendors or hawkers).

XX) The applicant shall attach a rough plan of the premises.

XXX) In case of partnership firm or limited company or cooperative society an attested copy of partnership deed, articles of Association or Registration certificates issued by Registrar of Co-operative Societies as the case may be, shall accompany the application.

FORM "B"

Form of application for distributing vans

[See rule 5(2)]

To

The Licensing Authority of *...

I/We (name in block letters).

Address ... apply for grant/renewal of a licence under the provisions of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954) and the rules made thereunder, for wholesale sale/retail sale/storage for sale/distribution of ** ... within the area specified below ***

Food articles will be distributed in the motor vehicle bearing registration No.

Applicant's signature

Date:

* Here specify the District of Goa or Daman or Diu.

** Here specify the article(s) of food.

*** Here specify the local area (a).

FORM "C"

Form of licence

[See rule 5(4)(1)]

No ...

Licence for the manufacture for sale/for storage/for sale or distribution of.

Shri ... residing at ... is hereby given a licence for the manufacture for sale/wholesale/retail sale/storage/distribution of * ... Hereinafter referred to as the licensed article(s) at ... situated at ... as a vendor in the area ** ... (Hereinafter referred to as "the said premises") subject to the provisions of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954) and the rules made thereunder including the Prevention of Food Adulteration Rules, 1955, and the following conditions namely:—

1. The Licensee and his servants shall, on being requested by Licensing Authority, or a Food Inspector, furnish full particulars about the person from whom and place from which the * ... which he manufactures, stores, distributes, exposes, or offers for sale is obtained.

2. In the case of imported constituents or any articles of food, the licensee shall obtain the necessary warranty and on demand shall produce it for inspection by the Licensing Authority or a Food Inspector.

3. (i) The Licensee shall cause every part of the internal surface of walls and ceiling of the kitchen and every room in which * ... is manufactured (Hereinafter referred to as "the operation room") by him to be thoroughly white washed at least once in every year, or at such shorter interval as the person authorised to inspect may require. Where the premises are oil painted, all such premises except the operation room, shall be repainted once in two years.

(ii) The Licensee shall also cause the floor of every such room or place to be paved so as to ensure its effectual cleansing and washing.

(iii) The licensee shall also cause the floor and drain of every such room or place and every counter shelf or bench on which vessels containing the licensed article (s) are kept to be thoroughly cleansed daily.

4. The Licensee shall cause every vessel used in the distribution of the licensed article (s) to be rinsed with boiling water thoroughly cleansing them before and after use.

5. The licensee shall not use any water for drinking, washing and cleansing the vessels, except water drawn from the municipal main or from a source which is previously approved by the Health Officer concerned or by the Local (Health) Authority.

6. Any counters or tables used for keeping vessels for the manufacture, sale, storage or distribution shall be covered with zinc sheets or other suitable impervious material, so as to be easily washed and cleaned.

7. The internal surface of walls of the said premises shall be rendered smooth and impervious to a height of one metre with glazed tiles or cement. In places where such facilities are not existing, the Licensing Authority shall decide what reasonable time may be given to comply with the condition.

8. The Licensee shall not, at any time, knowingly mix with other milk, or sell or use for human food, the milk of any cow or buffalo which is suffering from tuberculosis, renderpest, foot or mouth diseases or from any disease of the udder.

9. The Licensee shall clearly indicate on every can or container of milk as to whether it contains milk of cow, buffalo or goat or skin milk.

10. The Licensee shall not keep or permit to be kept outside the said premises or on the public road or street any vessels used or intended to be used for containing the licensed article(s).

11. The license is not transferable without the written permission of the Licensing Authority and is valid only for the said premises.

12. The licensee shall at all times, on demand by the Licensing Authority, Health Officers or any Food Inspectors produce his licence for inspection.

13. If the licensee employs any servant for the purpose of any outdoor job in connection with his trade, he shall provide such servant with a distinctive badge to enable any Food Inspector to recognize him as an employee of the licensee. The licensee shall also provide other servants distinctive badges or with an authority to indicate that he is an employee of the licensee and such employee shall produce it for inspection on demand by any Food Inspector, Health Officer and Licensing Authority.

14. The licensee shall, at all times during the continuance of his licence, be responsible for the due fulfilment and observance of all the foregoing conditions of this licence and in case of any infringement or neglect or failure on the part of the licensee or if any other person employed or having any interest in the business to fulfill or observe any of the said conditions, his licence shall be liable to be cancelled or suspended.

15. The licensee shall cause himself and all persons engaged in the manufacture of food articles to be medically examined at least once a year at an institution approved for this purpose by the Licensing Authority and shall furnish such certificates whenever an application for renewal is made to Licensing Authority and whenever demanded by any Health Officer or Food Inspector.

16. Every container, containing article of food for retail sale shall bear the name of such article on its label.

17. The licensee shall inform the Licensing Authority in writing in the event of any change in the constitution of the firm operating under licence. Where any change in the constitution of the firm takes place, the current licence shall be deemed to be valid for a maximum period of three months from the date on which the change takes place unless in the meantime a fresh licence has been taken from the Licensing Authority in the name of the firm with the changed constitution.

Special conditions for keeping Eating House/Rest Unit/
/Catering Establishment

(1) All exists of the licensed premises shall be kept clear of obstructions at all times.

(2) The licensee shall provide and maintain in good repairs and use metallic sanitary dust bin or bins of approved pattern with a close fitting lid for each and shall arrange to deposit therein waste and sweepings from the licensed premises. The licensee shall arrange to remove and deposit this trade refuse viz. the contents of the sanitary bin or bins at least once a day at the dumping grounds appointed by the Municipality/Panchayats for the removal and deposit of trade refuse. In the alternative the licensee shall avail of the transport facilities provided by the Municipality/Panchayat for the removal and deposit of trade refuse at the appointment dumping grounds.

(3) The licensee shall put up a board outside such premises on a conspicuous part near the main entrance indicating therein the nature of the article kept or the trade process or operation carried on, in or upon the premises,

the licence number, if any, in respect thereof and the name and local address of the owner or occupier or person in charge of the premises.

(4) Any structural alterations or additions of and/or on the licensed premises shall not be carried out without the prior consent of the Licensing Authority.

(5) No person suffering from any infectious or loathsome disease shall be engaged on the licensed premises in any capacity.

(6) No person shall be employed without a valid health certificate of fitness from the Health Officer/Medical Officer of the local area and periodically check up thereafter at least once a year.

(7) The eating house where articles of food are prepared and served shall consist of at least 3 rooms one of which shall be used as dining room, another as kitchen and the third as store room. The room to be used as dining room and as a kitchen shall not be less than 9.2908 sq. metres (100 sq. feet) each in floor area and not less than 2.446 metres (8 feet) on any side. The third room to be used as store room shall not be less than 1/3 of the total area of the dining room and kitchen up to the maximum of 9.2908 sq. metres under the building bye-laws.

(8) The room shall be well lighted and well ventilated naturally or with the aid of artificial means; the cook-room and the dining room specially shall have through ventilation.

(9) Water shall not be stored on the premises during the non supply hours except in a suitable metal-receptacle provided with a tight fitting lid with lock and key arrangement and the vessel shall be always kept closed. The receptacle shall be provided also with a tap and shall be placed on a stand so that the bottom of the receptacle shall be at least 15 feet above the floor. The receptacle shall be completely emptied and thoroughly cleansed twice daily and steps taken to see that water served to the customers for drinking purposes is not contaminated in the process of storing and handling. The receptacle shall be fixed in a definite position approved by the Health Officer/Medical Officer of the concerned area.

(10) Freely ventilated fly-proof safe or safes and other means shall be provided and meat, milk and other eatables shall be kept in them so as to protect them against contamination by dust, flies and insects.

(11) The licensee shall provide a proper washing place in the trade premises with a tap from water supply on meter measurement. Such washing place shall be properly drained and shall discharge over a half channel pulley at a point at least 18 inches away from the drain inlet and in the case of the trade located where a drainage system does not exist, the arrangement for disposal of waste water shall be such as to meet with the approval of the Health Officer or the Medical Officer of the concerned area. In the absence of water supply mains in any area, the party shall make arrangements to store such quantity of water and in such manner as will be directed by the Health Officer or the Medical Officer of the concerned area.

(12) The licensee shall keep his eating house at all times in a clean state and he shall be liable for prosecution for failure to keep the premises in a proper state of cleanliness and for any neglect of reasonable sanitary precautions in respect of the storage or meat, fish, milk or other articles of food for human consumption.

(13) All copper and brass cooking utensils shall be tinned at least every two months or whenever the licensee is called upon to do so by the Health Officer or Medical Officer of the concerned area.

(14) The entire premises of the eating house and all appliances used therein shall at all times, be kept in a scrupulously clean and sanitary condition and any practice which may lead to the food contaminated shall not be employed or permitted to be employed.

In the storage, handling, preparation or serving of food, no broken, cracked or chipped articles of crockery or other utensils shall be used therein either for preparation of food articles or to serve them.

(15) The licensee shall provide and maintain a wash basin with a looking glass for the use of the visitors in a suitable place approved by the Health Officer/Medical

Officer of the concerned area and the same shall be regularly cleaned and washed with disinfectant.

(16) The licensee shall exhibit boards in English and in vernacular prohibiting spitting on the walls or the floor of the licensed premises.

(17) The licensee shall provide and maintain a toilet room for the use of the visitors in a suitable place approved by the Health Officer/Medical Officer of the concerned area and the same shall be regularly cleaned and kept in a sanitary condition (to be insisted upon in the case of lodging and boarding only).

(18) Waiters or other servants employed in the eating house shall always wear clean apparel while engaged in work in the eating house.

(19) The licensee shall take measures to have the premises of the eating house treated with insecticides to rid it of any insect pest, at least once in four months.

(20) The licensee shall not keep, sell or expose for sale any article of food which is adulterated, unwholesome or unfit for human consumption.

(21) A licensee who conducts a refreshment stall on a Railway platform, a cinema house etc. where ready made food is stored and served to customers outside or inside the stall in their standing position or otherwise they shall observe the conditions number ...

(22) A special arrangement for cleaning and sterilising all utensils, dishes, cups saucers, etc. and for keeping them on a suitable metal rack without wiping with any cloth (arrangement such as mechanical washers, separate sinks contained hot water and detergents).

(23) Perfect fly-proofing of kitchen and room or rooms of the eating houses in which the prepared articles are stored.

(24) Separate arrangements for cleaning the tables every time they are used and for serving food.

(25) Arrangement to remove the eating house refuse from the premises at least three times a day.

(26) Service of eatables in a tray under hygienic condition.

(27) The licensee shall at all times, during the continuance of this licence be responsible for due fulfilment and faithful observance of all the prevailing conditions prescribed herein or communicated to him or subsequently added or communicated to him in writing by the Licensing Authority or communicated to him prior to the grant of the licence for observance and in case of any infringement, neglect or failure on the part of the licensee or his agent or any other person on the premises to observe any of the conditions referred to above, the licensee will be liable for prosecution and or suspension or revocation of the licence in addition to forfeiture of the security deposit referred to above without any intimation.

Licensing Authority.

Place:

Date:

* Here specify the licensed articles.

** Here specify the local area.

a) This condition applies to milk, milk products, eating houses and hotels.

b) This condition applies to an intinerant vendor or hawker.

c) This condition applies in relation to milk, milk products and oils.

d) This condition applies to milk vendors only.

This licence is renewed, for the period commencing on ... 19... and ending on ... 19... subject to the following conditions, that is to say: (Here state conditions: If some conditions, then state accordingly, if any change, then specify the changed conditions).

Licensing Authority.

Place:

Date:

FORM "D"

Form of licence

[See Rule 5(4)(ii)]

No. ...

Licence for sale/for storage for sale or distribution
of Touring/Mobile Van

Shri ... residing at ... is hereby granted a licence for sale/storage/distribution of ... (Hereinafter referred to as "the licensed article(s) in his/their Motor Van bearing No. ... and bearing Registration No. ... within limits of * ... area, subject to the provisions of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954) and the rules made thereunder including the Prevention of Food Adulteration Rules, 1955 and the following conditions namely:—

1. The licensee and his servants shall, on being requested by any Food Inspector or the Licensing Authority or a Health Officer/Medical Officer, furnish full particulars about the person from whom and place from which the ** ... which he manufactures, stores, distributes, exposes or offers for sale is obtained.

2. All the articles of food that will be stored and sold in vans should have been prepared at a place licensed by this Authority and the name and address of the licensee shall be communicated to this Authority within a week from the date of receipt of this licence.

3. In the case of imported constituents of any articles of food, the licensee shall obtain the necessary warranty and on demand shall produce it for inspection by the Licensing Authority or a Health Officer/Medical Officer/Food Inspector.

4. The licensee shall keep every part of the vehicle in clean and hygienic conditions.

5. The licensee shall supply only those food articles which are specially permitted by the Licensing Authority and in packed containers or otherwise permitted with/without conditions as the case may be, which shall bear the name of the food article, name and address of the manufacturer or the vendor.

6. The licensee shall only sell, store for sale/distribute food articles which are manufactured by a licensed person under the Prevention of Food Adulteration Act, 1954, and the Rules.

7. The licence is not transferable without the written permission of the Licensing Authority and is valid only in respect of the said Van.

8. The licensee shall, at all times, on demand by the Authority or any Food Inspector, produce his licence for inspection.

9. The licensee shall at all times during the continuance of his licence, be responsible for the due fulfilment and observance of all the foregoing conditions of this licence and in case of infringement or neglect or failure on the part of the licensee or of any other person employed or having any interest in the business to fulfil or observe any of the said conditions his licence shall be liable to be cancelled or suspended.

10. The licensee shall inform the Licensing Authority in writing in the event of any change in the constitution of the firm operating under the licence. Where any change in the constitution of the firm takes place, the current licence shall be deemed to be valid for a maximum period of three months from the date on which the change takes place, unless in the meantime a fresh licence has been taken from the Licensing Authority in the name of the firm with the changed constitution.

11. A licensee shall cause himself and all persons engaged in the manufacture of food articles to be medically examined at least once a year, and shall furnish such certificate whenever demanded by any Food Inspector.

12. The licensee shall not keep or cause to be kept outside the said premises or on the public road or street any vessels used or intended to be needed for containing the licenced articles.

13. If the licensee employed any servant for the purpose of any outdoor job in connection with this trade, he shall

provide such servant with a distinctive badge to enable any Food Inspector to recognise him as an employee of the licensee. The licensee shall also provide other servants distinctive badges or with an authority to indicate that he is an employee of the licensee and such employees shall produce it for inspection on demand by any Food Inspector.

14. The licensee shall, at all times during the continuance of his licence be responsible for the due fulfilment and observance of all the foregoing conditions of the licence and in case of any infringement or neglect or failure on the part of the licensee or of any other person employed or having any interest in the business to fulfil or observe any of the said conditions, his licence shall be liable to be cancelled or suspended.

15. A dustbin of approved pattern shall be provided in the van and shall be kept on road just outside the van for depositing used wrappers, papers, cups, etc. and prescribed conservancy charges for renewal or refuse shall be paid to the concerned Local Authority.

Licensing Authority.

* Here specify the local area.

** Here specify the articles of food.

FORM 'E'

Form of licence

[See Rule 5(4)(iii)]

No. ...

Licence for the manufacture for sale/for storage
for sale or distribution of

Shri ... residing at ... is hereby given a licence for the manufacture for sale/storage for sale/distribution of* ... (Hereinafter referred to as licensed articles) ... at ... temporary stall No. ... situated at the festival (Hereinafter referred to as "the said premises"), for the period from ... to ... subject to the provisions of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954) and the rules made thereunder, including the Food Adulteration Rules, 1955 and the following conditions namely:—

1. The licensee and his servants shall, on being requested by any Food Inspector or the Licensing Authority or a Health Officer furnish full particulars about the person from whom and place from which the * ... which he manufactures, stores, distributes, exposes or offers for sale is obtained.

2. The licensee shall keep every part of the stall in clean and hygienic conditions.

3. The licensee shall supply only those food articles which are specially permitted by the Licensing Authority and in packed containers or otherwise permitted with/without conditions as the case may be. Every container containing article of food for sale shall be kept in clean vessels protected from dust and flies.

4. The licensee shall only sell, store for sale/distribute food articles which are manufactured by a licensed person under the Prevention of Food Adulteration Act, 1954 and the Rules made thereunder.

5. The licensee shall, at all times, on demand by the Licensing Authority, Health Officer or any Food Inspector produce his licence for inspection.

6. The licence is not transferable and is valid only for the said festival.

7. The licensee shall at all times during the continuance of his licence, be responsible for the fulfilment and observance of all the foregoing conditions of this licence and in case of any infringement or neglect or failure on the part of the licensee or any other person employed or having any interest in the business to fulfil or observe any of the said conditions, his licence shall be liable to be cancelled forthwith.

8. A licensee shall cause himself and all persons engaged in the manufacture/sale of food articles to be medically examined at an institution approved by the Licensing Authority and shall furnish such certificates whenever an application is made to the Licensing Authority and whenever demanded by the Licensing Authority, Health Officer or any Food Inspector.

9. The licensee shall not keep or permit to be kept outside the said premises or on the public road or street any vessels used or intended to be used for containing the licensed articles.

10. If the licensee employs any servant for the purpose in connection with his trade, he shall provide such servant with a distinctive badge to enable Licensing Authority, Health Officer or Food Inspector to recognise him as an employee of the licensee. The licensee shall also provide other servants distinctive badges or with an authority to indicate that he is an employee of the licensee and such employee shall produce it for inspection on demand by the Licensing Authority, Health Officer or Food Inspector.

11. A dust bin of approved pattern shall be provided in the stall and shall be kept on the road just outside the stall for depositing used wrappers, papers, cups, etc.

12. Water when served shall be served in clean tumblers only.

13. The licensee shall be liable to be summarily revoked for breach of any of the conditions of the licence or any of the conditions mentioned herein.

Licensing Authority

Place:

Date:

Here specify articles for which licence is applied for.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

M. S. Sail, Under Secretary (Health)

Panaji, 25th March, 1982.